

AUG 26 2004

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ACCU-SPEC ELECTRONIC SERVICES,
INC.,

Plaintiff

v.

CENTRAL TRANSPORT
INTERNATIONAL, INC. and
LOGISTICS PLUS, INC.,
Defendants

C.A. NO.: 03-394 E

Judge: McLaughlin

PLAINTIFF'S REQUESTS FOR ADMISSIONS TO DEFENDANT (FIRST SET)

Plaintiff Accu-Spec Electronic Services, Inc. ("Accu-Spec") by and through its attorneys, MacDonald Illig Jones & Britton LLP, serves these Requests for Admissions on Defendants Central Transport International, Inc. ("Central Transport") and Logistics Plus, Inc. (Logistics Plus"), pursuant to F.R.C.P. 36 requesting that the defendants serve full and complete responses to the following Requests for Admissions within 30 days of the service thereof to 100 State Street, Suite 700, Erie, Pennsylvania 16507.

1. Attached to these Requests for Admissions are invoices from Dage Industries, Inc. to Accu-Spec Electronic Services, Inc. (Documents A116-A122 and A127-A129).

ADMITTED _____

DENIED _____

x

The Defendant, Logistics Plus, Inc., is without knowledge, information or belief as to the truth of the statement contained in Request for Admission #1.

2. The invoices described in Requests for Admission 1 are authentic.

ADMITTED _____

DENIED _____

x

The Defendant, Logistics Plus, Inc., is without knowledge, information or belief as to the truth of the statement contained in Request for Admission #1.

3. The charges represented by these invoices were reasonable.

ADMITTED _____

DENIED _____

x

The Defendant, Logistics Plus, Inc., is without knowledge, information or belief as to the truth of the statement contained in Request for Admission #1.

4. The repair work described in the invoices was reasonably required by the events alleged in the Complaint filed in the above-caption matter.

ADMITTED _____

DENIED _____

x

The Defendant, Logistics Plus, Inc., is without knowledge, information or belief as to the truth of the statement contained in Request for Admission #1.

5. Accu-Spec has paid the amounts indicated on the attached invoices.

ADMITTED _____

DENIED _____

x

The Defendant, Logistics Plus, Inc., is without knowledge, information or belief as to the truth of the statement contained in Request for Admission #1.

Respectfully submitted,

James E. Spoden
Thomas A. Pendleton
MacDONALD, ILLIG, JONES & BRITTON LLP
100 State Street, Suite 700
Erie, Pennsylvania 16507-1459
(814) 870-7710

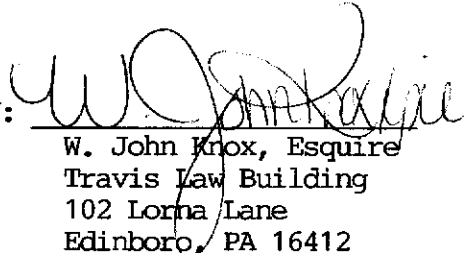
Attorneys for Plaintiff
Accu-Spec Electronic Services, Inc.

835567

Respectfully submitted,

THE TRAVIS LAW FIRM

BY:



W. John Knox, Esquire
Travis Law Building
102 Lorna Lane
Edinboro, PA 16412
(814) 734-6076

Attorneys for Defendant
Logistics Plus, Inc.

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VERIFICATION

I, JOHN T. HURLBERT, am employed by defendants LOGISTICS PLUS, INC. in the position of DIRECTOR and I am authorized to execute this Verification. The Responses to the foregoing Requests for Admissions are true and correct to the best of my knowledge, information and belief.



Date: July _____, 2004

August, 10, 2004

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ACCU-SPEC ELECTRONIC SERVICES,)	
INC.,)	
Plaintiff)	
)	
v.)	C.A. NO.: 03-394E
)	
CENTRAL TRANSPORT)	
INTERNATIONAL, INC. and)	
LOGISTICS PLUS, INC.)	
Defendants)	

NOTICE OF DEPOSITION

Please take notice that the depositions of the individuals identified below have been scheduled by agreement of counsel and will be taken at law offices of MacDonald, Illig, Jones & Britton LLP 100 State Street, Suite 700, Erie, Pennsylvania on Wednesday, August 18, 2004 before a certified court reporter or other person authorized to administer oaths pursuant to Rule 30 of the Federal Rules of Civil Procedure.

<u>Name</u>	<u>Time</u>
James Berlin	10:00 a.m.
Chris Fanzini	1:00 p.m.

The above-named individuals shall remain until excused. The above individuals shall also bring to the deposition any pricing agreements between Logistics Plus and Central Transport or other documents which defendant Logistics Plus believes assign responsibility for determining the classification of freight to one or more parties to this lawsuit.

Respectfully submitted,

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document was served upon all other parties appearing of record by Facsimile and First-Class United States Mail sent on August 12, 2004.

Thomas A. Pendleton

Thomas A. Pendleton

Thomas A. Pendleton

MacDONALD, ILLIG, JONES & BRITTON LLP

100 State Street, Suite 700

Erie, Pennsylvania 16507-1459

(814) 870-77756

Attorneys for Plaintiff

Accu-Spec Electronic Services, Inc.

JUL 09 2004

Responses

1. Chris Fanzini had personal knowledge of the claim only after Acu-Spec Electronic informed Logistics Plus of the pending claim.
2. To my knowledge, the only document is the verbal telephone call between Chris Fanzini of Logistics Plus and Jim Mullen of Acu-Spec Electronic Services.

**John T. Hurlbert***Director of Operations***LOGISTICS⁺***"Passion for Excellence"*

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www.logisticsplus.net

JL 10-4

IN THE UNITED STATES DISTRICT COURT
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Defendants

CIVIL ACTION NO. 03-394 E

VERIFICATION

VERIFICATION

I, John Hurlbert, hereby state that the facts contained in the within Answers to Interrogatories are true and correct to the best of my knowledge, information and belief. This statement is made subject to the penalties of 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities and is given pursuant to the provisions for verification of pleadings as defined and provided for in Rule 1024 of the Pennsylvania Rules of Civil Procedure.

Jun 30, 2004
Dated

John Hurlbert
John Hurlbert